CHOATE HALL & STEWART

RECEIVED **CENTRAL FAX CENTER**

MAY 1 0 2005

Fax Transmittal Sheet

CONFIDENTIAL

RECIPIENT

COMPANY

FAX

PHONE

Examiner Rita J. Desai

United States Patent & Trademark

(703) 872-9306

(571) 272-0684

Office

Art Unit 1625

FROM

Nadège M. Lagneau, Ph.D.

NUMBER OF PAGES

13 (including this page)

DATE

May 10, 2005

CLIENT NUMBER

2003946-0057

PHONE

(617) 248-5150

OPERATOR

TIME SENT

COMMENTS

Applicant: Kowalczyk, et al.

Serial No.: 10/667,864

Art Unit:

Rita J. Desai 1625

Filing Date: September 22, 2003

Confirmation No.:

Examiner:

1361

Title: HEMIASTERLIN DERIVATIVES AND USES THEREOF

Enclosed please find the following documents regarding the above-referenced matter:

1. Transmittal (1 page);

2. Response under 37 C.F.R. § 1.111 (10 pages);

3. Petition to Correct Inventorship under 37 C.F.R. § 1.48(b) (1 page); and

4. This Facsimile Cover Sheet (1 page).

agneau Ph.D.

RETURN BY

Inter-office Mail

Hold for pick-up

This transmittal is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this transmittal is not the intended recipient, or the employee or agent responsible for delivering the transmittal to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately.

CHOATE HALL & STEWART 6172484000 CENTRAL FAX CENTRAL FAX CENTRAL

MAY 1 0 2005

ATTORNEY DOCKET No.: 2003946-0057 (HEAT/CIP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Kowalczyk, et al.

Examiner:

Rita J. Desai

Serial No .:

10/667,864

Art Unit:

1625

Filing Date:

September 22, 2003

Confirmation No.:

1361

Title:

HEMIASTERLIN DERIVATIVES AND USES THEREOF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Certificate of Facsimile Transmission	ľ
Pursuant to 1096 OC 30-31	

I certify that this correspondence is being facsimile transmid Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

May 10, 2005

Date

Typed or Printed Name of person signing certificate

TRANSMITTAL

Enclosed please find the following documents regarding the above-referenced matter:

- 1. Response under 37 C.F.R. § 1.111 (10 pages);
- 2. Petition to Correct Inventorship under 37 C.F.R. § 1.48(b) (1 page), and
- 3. Facsimile Cover Sheet (1 page).

Please charge any fees or credit any overpayments to our Deposit Account No. 03-1721.

Respectfully submitted,

CHOATE, HALL & STEWART LLP

Dated: May 10, 2005

Nadège M. Labneau, Ph.D.

Agent for Applicant Reg. No. 51,908

PATENT GROUP CHOATE, HALL & STEWART LLP Exchange Place 53 State Street Boston, MA 02109

Telephone: 617-248-5150 Facsimile: 617-248-4000

Page 1 of 1

U.S.S.N. 10/667,864 3923209v1

Attorney Docket No.: 2003946-0057 Client Reference: HEAT/CIP

ATTORNEY DOCKET No.: 2003946-0057 (HEAT/CIP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Kowalczyk, et al.

Examiner:

Rita J. Desai

Serial No.:

10/667,864

Art Unit:

1625

Filing Date:

September 22, 2003

Confirmation No.:

1361

Title:

HEMIASTERLIN DERIVATIVES AND USES THEREOF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Certificate of Facsimile Transmission	0
Pursuant to 1096 OG 30-31	

May 10, 2005

Date

Nadège M. Lagneau

Typed or Printed Name of person signing certificate

RESPONSE UNDER 37 C.F.R. § 1.111

This Paper is submitted in response to the Office Action mailed February 10, 2005, in connection with the above-identified application. The shortened statutory deadline for reply is May 10, 2005. Therefore, Applicant respectfully submits that the filing of this Response on May 10, 2005, is timely. Responsive to that Office Action, Applicant respectfully requests entrance of the following Amendment and consideration of the following Remarks.

Response to Restriction Requirement is reflected on page 2 of this paper.

Amendments to the Claims are reflected on page 3 of this paper.

Remarks begin on page 9 of this paper.

This Amendment is believed to be in compliance with the Revised Amendment Format published in the Federal Register on June 30, 2003 (68 FR 38611), and therefore to be exempt from the requirements of 37 C.F.R. § 1.121(a)-(d).